THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

W.P.No.25575 of 2005

Date:14.12.2005

S.MD.Haneef.

--------PETITIONER

The Regional Manager, APSRTC, Tirupati Region,

Chittoor Region and another.

---------RESPONDENTS

ORDER:

The petitioner was initially appointed as a Driver in the Tirupati Region of APSRTC. However, his services were terminated through proceedings, dated 28.01.2000, on the ground that the driving licence submitted by him is not genuine. Aggrieved thereby, the petitioner raised an Industrial Dispute, being I.D.No.185 of 2000, before the Industrial Tribunal-cum-Labour Court, Anantapur. In its award, dated 28.02.2003, the Labour Court took into account, the Circular, dated 11.08.2000, issued by the Corporation which provided for re-employment of the drivers, so removed, subject to production of their genuine driving licences, and ultimately directed the respondents to consider the case of the petitioner in terms thereof.

The 2nd respondent addressed a letter, dated 22.08.2003, requiring the petitioner to submit a fresh driving licence within 15 days from the date of receipt of the same. The petitioner states that in response to the said letter, he has submitted his fresh driving licence through Registered Post with Acknowledgement Due on 30.08.2003. His grievance is that the respondents have not taken any steps so far and seeks appropriate directions.

It is not in dispute that the Corporation formulated a scheme for re-employment of such drivers, who were removed from service, on the ground that the driving licences held by them were not genuine. Such facility is to be provided subject to their production of a valid and genuine driving licence obtained afresh. The petitioner was granted relief in terms of the said scheme by the Labour Court in its award in I.D.NO.185 of 2000.

On his part, the 2nd respondent addressed a letter, dated 22.08.2003, requiring the petitioner to produce the fresh driving licence. It is not known as to whether the petitioner complied with the same. Be that as it may, the petitioner can approach the respondents even now with a valid and fresh driving licence, and the respondents can take action, in accordance with the existing scheme.

Therefore, the Writ Petition is disposed of, leaving it open to the petitioner to approach the 1st respondent with a valid and fresh driving licence together with the award passed by the Labour Court in I.D.No.185 of 2000 as well as the letter, dated 22.08.2003, issued by the 2nd respondent. On submission of the same, the 1st respondent shall pass appropriate orders within a period of four weeks thereafter. There shall be no order as to costs.

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14.12.2005

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